

United States District Court

SOUTHERN

DISTRICT OF

NEW YORK

The Annuity, Pension, Welfare and Apprenticeship
Skill Improvement & Safety Funds of the
International Union of Operating Engineers Local
137, 137A, 137B, 137C & 137R et al.

SUMMONS IN A CIVIL CASE

V.

CASE NUMBER:

Carmody Concrete Corporation

08 CIV. 5992

TO: (Name and address of defendant)

Carmody Concrete Corporation
220 Ferris Avenue
White Plains, New York 10603

JUDGE CONNER

YOU ARE HEREBY SUMMONED and required to serve upon PLAINTIFF'S ATTORNEY (name and address)

BRADY McGUIRE & STEINBERG, P.C.
603 WARBURTON AVENUE
HASTINGS-ON-HUDSON, NEW YORK 10706

an answer to the complaint which is herewith served upon you, within Twenty (20) days after service of this summons upon you, exclusive of the day of service. If you fail to do so, judgment by default will be taken against you for the relief demanded in the complaint. You must also file your answer with the Clerk of this Court within a reasonable period of time after service.

J. Michael McMahon
CLERK

CLERK

Laelle Deacon
(BY) DEPUTY CLERK

DATE

07/01/08

STATE OF NEW YORK

UNITED STATES DISTRICT COURT SOUTHERN DISTRICT

DOCUMENTS SERVED WITH INDEX#: 08CIV.5992

AND FILED ON

7/1/2008

THE ANNUITY, PENSION, WELFARE AND APPRENTICESHIP SKILL IMPROVEMENT &
SAFETY FUNDS OF THE INTERNATIONAL UNION OF OPERATING ENGINEERS LOCAL
Vs.

Plaintiff(s)/Petitioner(s)

CARMODY CONCRETE CORPORATION

Defendant(s)/Respondent(s)

STATE OF: NEW YORK)

SS

COUNTY OF WESTCHESTER)

The undersigned deponent, being duly sworn deposes and says: Deponent is not a party herein, is over 18 years of age and resides in the State of New York. On 7/9/2008 at 11:25AM, deponent did serve the within process as follows:

Process Served:

Party Served:

(herein called recipient)
therein named.

At Location:

SUMMONS AND COMPLAINT

CARMODY CONCRETE CORPORATION

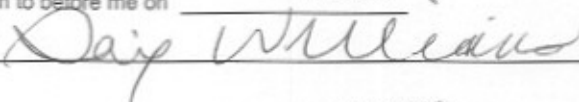
220 FERRIS AVENUE

WHITE PLAINS NY 10603

By delivering to and leaving with JOSEPHINE CONGIONTI and that deponent knew the person so served to be the MANAGING AGENT of the corporation and authorized to accept service..

A description of the Defendant, or other person served, or spoken to on behalf of the Defendant is as follows:

Sex: FM Color of Skin: WH Color of Hair: BLACK
Age: 35/45 Height: 5'4"
Weight: 135 Other Features:

Sworn to before me on 7/10/2008


GAIL WILLIAMS
Notary Public, State of New York
No. 4865062
Qualified in Westchester County
Commission Expires September 30, 2010


John Axelrod

Server's License#: